



**CITY OF LODI
COUNCIL COMMUNICATION**

TM

AGENDA ITEM

K-8

Blue sheet

AGENDA TITLE: Approval of Expenses Incurred by Outside Counsel/Consultants Relative to the Environmental Abatement Program Litigation and Various Other Cases being Handled by Outside Counsel (\$136,039.84).

MEETING DATE: February 6, 2008 City Council Meeting

PREPARED BY: City Attorney's Office

RECOMMENDED ACTION: That the City Council approve for payment expenses incurred by outside Counsel/Consultants related to the Environmental Abatement litigation in the total amount of \$135,037.94, and various other cases being handled by Outside Counsel in the amount of \$1,001.90.

BACKGROUND INFORMATION: Listed below are invoices from the City's outside counsel, Folger, Levin & Kahn; Kronick, Moskowitz, Tiedemann & Girard and Miscellaneous Invoices for services incurred relative to the Environmental Abatement Program litigation and various other matters that are currently outstanding and need to be considered for payment.

Folger Levin & Kahn - Invoices Distribution

Invoice No.	Date	Description	Water Acct. Amount
106312	12/01/07	Col v. Envision	134,843.69
		Less Deduction by CA	(12.00)
Total			\$134,831.69



Kronick Moskowitz Tiedemann & Girard - Invoices Distribution

Matter No.	Invoice No.	Date	Description	100351.7323
11233.026	236342	12/25/07	Lodi First v. City of Lodi	285.00
11233.027	236342	12/25/07	Citizens for Open Government v.	98.10
11233.028	236342	12/25/07	Personnel and Employment	55.00
11233.029	236342	12/25/07	AT&T v. City of Lodi	234.80
11233.030	236342	12/25/07	Water Supply Issues	329.00
Total				1,001.90

JAMS Mediation Services

		Water Acct
0001385927-110	12/28/2007 State of Calif.v.M&P Invest.	206.25
Total		\$206.25

APPROVED:

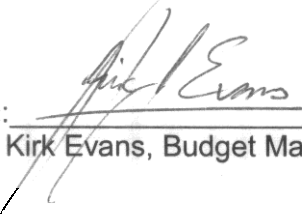
Blair King, City Manager

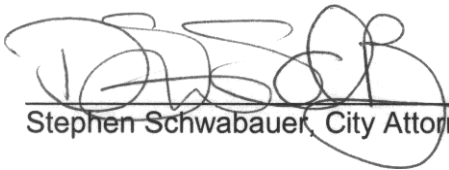
FISCAL IMPACT: Expenses in the amount of \$1,001.90 **will** be paid out of the General Fund and \$383.10 billed to Walmart for **City's** defense of the Lodi First litigation and Citizens for an Open Government. The remaining expenses will be paid out of the Water Fund.

FUNDING AVAILABLE:

Water Fund	\$135,037.94
General Fund	\$ 1,001.90

Approved: _____


Kirk Evans, Budget Manager


Stephen Schwabauer, City Attorney



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Folger Levin & Kahn - Invoices Distribution

Matter No.	Invoice No.	Date	Description	Water Acct. Amount
8008	106312	12/01/07	Col v. Envision	134,843.69
Total				\$134,843.69

Kronick Moskowitz Tiedemann & Girard - Invoices Distribution

Matter No.	Invoice No.	Date	Description	100351.7323
11233.026	236342	12/25/07	Lodi First v. City of Lodi	285.00
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Blair King, City Manager


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General Fund	\$ 1,001.90

Approved: _____


Kirk Evans, Budget Manager


Stephen Schwabauer, City Attorney